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Approved for use through 10/31/2002. OMB 0651-0032

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

952784359 US

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original and a duplicate for fee processing)*
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages 22]  
*(preferred arrangement set forth below)*
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings *(if filed)*
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets 8 ]
5. Oath or Declaration [ Total Pages   ]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63 (d))  
*(for continuation/divisional with Box 18 completed)*
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  Power of  
*(when there is an assignee)*  Attorney
11.  English Translation Document *(if applicable)*
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS  
*Citations*
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*
15.  Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*
16.  Request and Certification under 35 U.S.C. 122  
*(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.*
17.  Other: Form PCT/IPEA/4.09.....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation  Divisional  Continuation-in-part (CIP)

of prior application No.: 08 1930,749

Prior application information:

Examiner M. White

Group Art Unit: 2612

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

<input type="checkbox"/> Customer Number or Bar Code Label	<i>(Insert Customer No. or Attach bar code label here)</i>			or	<input type="checkbox"/> Correspondence address below
--	--	--	--	----	---

Name	James W. McKee			
Address	FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP 1100 Superior Avenue, Seventh Floor			
City	Cleveland	State	Ohio	Zip Code
Country	US	Telephone	216-861-5582	Fax

Name (Print/Type)	James W. McKee	Registration No. (Attorney/Agent)	26,482
Signature			Date May 2, 2001

Burden Hour Statement: This form is estimated to take 0.2 Hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 970.00)

## Complete if Known

Application Number	---
Filing Date	Herewith
First Named Inventor	WAECHTER, David
Examiner Name	Unknown
Group Art Unit	Unknown
Attorney Docket No.	SMB 2 0719-2

JC952 U.S. PRO  
09/847423  
05/02/01

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **06-0308**  
 Deposit Account Name \_\_\_\_\_

Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

Applicant claims small entity status.  
See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
		101	710	Utility filing fee	<b>710</b>
		106	320	Design filing fee	
		107	490	Plant filing fee	
		108	710	Reissue filing fee	
		114	150	Provisional filing fee	
<b>SUBTOTAL (1) (\$)</b>				<b>710</b>	

## 2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
30	-20** =		10	x 18 =	<b>180</b>
4	-3** =		1	x 80 =	<b>80</b>

## Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
103	18	Claims in excess of 20
102	80	Independent claims in excess of 3
104	270	Multiple dependent claim, if not paid
109	80	** Reissue independent claims over original patent
110	18	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) (\$)</b>		

\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
		105	130	Surcharge - late filing fee or oath	
		127	50	Surcharge - late provisional filing fee or cover sheet	
		139	130	Non-English specification	
		147	2,520	For filing a request for <i>ex parte</i> reexamination	
		112	920*	Requesting publication of SIR prior to Examiner action	
		113	1,840*	Requesting publication of SIR after Examiner action	
		115	110	Extension for reply within first month	
		116	390	Extension for reply within second month	
		117	890	Extension for reply within third month	
		118	1,390	Extension for reply within fourth month	
		128	1,890	Extension for reply within fifth month	
		119	310	Notice of Appeal	
		120	310	Filing a brief in support of an appeal	
		121	270	Request for oral hearing	
		138	1,510	Petition to institute a public use proceeding	
		140	110	Petition to revive - unavoidable	
		141	1,240	Petition to revive - unintentional	
		142	1,240	Utility issue fee (or reissue)	
		143	440	Design issue fee	
		144	600	Plant issue fee	
		122	130	Petitions to the Commissioner	
		123	50	Processing fee under 37 CFR 1.17(q)	
		126	180	Submission of Information Disclosure Stmt	
		581	40	Recording each patent assignment per property (times number of properties)	
		146	710	Filing a submission after final rejection (37 CFR § 1.129(a))	
		149	710	For each additional invention to be examined (37 CFR § 1.129(b))	
		179	710	Request for Continued Examination (RCE)	
		169	900	Request for expedited examination of a design application	
Other fee (specify)					

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)**

## SUBMITTED BY

Complete if applicable

Name (Print/Type)	James W. McKee	Registration No. (Attorney/Agent)	26,482	Telephone	216-861-5582
Signature				Date	May 2, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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